

ESTTA Tracking number: **ESTTA505075**

Filing date: **11/13/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91207433
Party	Defendant Thanh Thuy Dao Vo
Correspondence Address	MATTHEW H. SWYERS THE TRADEMARK COMPANY 344 MAPLE AVE W STE 151 VIENNA, VA 22180-5612 UNITED STATES info@thetrademarkcompany.com, mswyers@thetrademarkcompany.com
Submission	Motion to Amend/Amended Answer or Counterclaim
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	11/13/2012
Attachments	Amended Answer.pdf (3 pages)(21332 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board

Serial No. 85/609,438, for the mark: BEYOND WHITE,
and Serial No. 85/607,341 for the mark, BEYOND WHITE NON-PEROXIDE TEETH WHITENING

Beyond Dental & Health, Inc.,

Opposer,

vs.

Thanh Thuy Dao Vo,

Applicant.

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Opposition No. 91207433

AMENDED ANSWER AND GROUNDS OF DEFENSE

COMES NOW the Applicant, Thanh Thuy Dao Vo (hereinafter “Applicant”), by and through counsel, The Trademark Company, PLLC, and files his Amended Answer and Grounds of Defense to the Notice of Opposition and in response to Opposer’s allegations states as follows:

AMENDED ANSWER

Applicant is without knowledge of the allegations set forth in the Introductory Paragraph of the Notice of Opposition and therefore denies the same.

1. Applicant is without knowledge of the allegations set forth in paragraph 1 of the Notice of Opposition and therefore denies the same.

2. Applicant is without knowledge of the allegations set forth in paragraph 2 of the Notice of Opposition and therefore denies the same.

3. Applicant is without knowledge of the allegations set forth in paragraph 3 of the Notice of Opposition and therefore denies the same.

4. Applicant denies the allegations set forth in paragraph 4 of the Notice of Opposition as phrased and demands strict proof thereof.

5. Applicant denies the allegations set forth in paragraph 5 of the Notice of Opposition and demands strict proof thereof.

6. Applicant denies the allegations set forth in paragraph 6 of the Notice of Opposition and demands strict proof thereof.

7. Applicant denies the allegations set forth in Paragraph 7 of the Notice of Opposition and demands strict proof thereof.

8. Applicant denies the allegations set forth in Paragraph 8 of the Notice of Opposition and demands strict proof thereof.

9. Applicant denies the allegations set forth in paragraph 9 of the Notice of Opposition and demands strict proof thereof.

10. Applicant denies the allegations set forth in paragraph 10 of the Notice of Opposition and demands strict proof thereof.

Applicant further denies all allegations not specifically, actually or constructively, admitted in the foregoing paragraphs of this Answer and Grounds of Defense.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed.

Respectfully submitted this 13th day of November, 2012.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

Matthew H. Swyers, Esq.

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Counsel for Applicant

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 13th day of November, 2012, to
be served, via first class mail, postage prepaid, upon:

Dimitri P. Dovas, Esq
Dovas Law, P.C.
307 Bainbridge Street
Philadelphia, PA 19147

/Matthew H. Swyers/
Matthew H. Swyers